FARAD CONTINUTION SHEET
IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

Misc Civil Application No.36 of 2006

Office Notes,Office Memorandum of Coram appearence,Court's Orders & Directions and Registrar's Order	Court or Judge's Order

Mr A A Garge for applicant
Mr R.V.More for respondents 3 and 4

CORAM; A.M.KHANWILKAR J.

DATED 13.6.2006

P.C.

. Heard learned counsel for the parties. I find substance in the objection taken by the respondents that it is common ground that the applicant has already executed general power of attorney in favour of her husband Dr Vasudeo Warke to look after the suit proceedings.If it is so the reason of health problem of the applicant mentioned in paras 8 and 9 of the application is of no avail to the applicant. In the circumstances this is not a case for transfer of

proceedings from Nasik to court at Kalyan as prayed for. However, in my opinion, it willl be in the interest of justice, if the trial court proceeds with the suit whenever it commences for hearing on day to day basis so that it can be disposed of expeditiously. That will obviate the applicant or her general power of attorney attending the court proceedings. The application is disposed off in the above terms. The affidavit of service on respondent no.5 be filed in the Registry.